

### REMARKS

This amendment is presented for the purpose of placing the Claims in better form for consideration on appeal, as is permitted pursuant to 37 C.F.R. §§ 1.116(a)(2) and 41.33(a).

Upon review of the application in association with a pending appeal, it has been recognized that the preamble of Claims 148 and 149 improperly state that the subject matter of those claims is directed to a "method", when the proper reference should be to a "composition" because each of those claims depends from Claim 1, which is directed to a composition and not a method. This amendment is submitted only to correct that error, and not to make any other change to the claims. Entry of this amendment is requested to place the claims in better form for consideration on appeal.

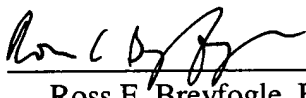
Also, Claims 150-197 are shown as being cancelled. Cancellation of those claims was requested in a prior amendment filed on June 20, 2005. At the time of filing this document, no indication has been received as to whether that amendment has been entered or denied entry, and entry of that amendment is again requested. The cancellation of Claims 150-197 is intended to place the claims in better form for appeal.

Also enclosed is a petition for a four-month extension of time under 37 CFR §1.136(a) to extend the time for filing an Appeal Brief under 37 C.F.R. §41.37. Also enclosed is a check in the amount of \$795.00 for the cost of a four-month extension under 37 C.F.R. §1.117(a)(4), based on small entity status. No other fees are believed to be due with this communication. If any other fees are due with this communication, however, please debit such fees to Deposit Account 50-1419. Credit any overpayments to Deposit Account 50-1419.

Respectfully submitted,

MARSH FISCHMANN & BREYFOGLE LLP

Date: April 28, 2006

By:   
Ross E. Breyfogle, Esq.  
Registration No. 36,759  
3151 South Vaughn Way, Suite 411  
Aurora, Colorado 80014  
Phone: (303) 338-0997